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Counsel for Defendants

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION**

JONATHAN DUNN,)	
)	
Plaintiff,)	
)	
v.)	Case No. 2:22-cv-288-JAM-KJN
)	
LLOYD AUSTIN, in his official capacity as)	STIPULATED EXTENSION OF TIME
Secretary of Defense, et al.)	CONCERNING DEFENDANTS'
)	FORTHCOMING MOTION TO DISMISS
Defendants.)	OR, IN THE ALTERNATIVE, FOR
)	SUMMARY JUDGMENT
)	

Defendants and Plaintiff, through counsel, hereby stipulate and agree to extend the deadlines for Plaintiff to respond to Defendants' forthcoming dispositive motion, and for Defendants to file a reply in support of their motion.

1 Good cause exists to extend these deadlines. Defendants' response to Plaintiff's
 2 complaint is due on Monday, May 2, 2022. Defendants intend to respond to the complaint by
 3 filing a motion to dismiss or, in the alternative, for summary judgment with respect to both of
 4 Plaintiff's claims. Defendants' motion for summary judgment will be supported in part by the
 5 administrative record compiled and certified by the Department of the Air Force. So as to give
 6 Plaintiff adequate time to respond to Defendants' forthcoming motion, Plaintiff requests that
 7 Plaintiff's deadline be extended until and including June 1, 2022. Likewise, so that Defendants
 8 may have adequate time to prepare a reply in support of their forthcoming motion, Defendants
 9 request that their deadline be extended until and including June 22, 2022. The parties
 10 respectfully submit that no party will be prejudiced by these proposed extensions.

11 Based on the foregoing, the parties hereby stipulate to, and request the Court approve,
 12 extensions of deadlines concerning Defendants' forthcoming motion to dismiss or, in the
 13 alternative, for summary judgment, such that Plaintiff may file his response to Defendants'
 14 forthcoming motion on or before June 1, 2022, and Defendants may file a reply in support of
 15 their motion on or before June 22, 2022.

16 IT IS SO STIPULATED.

17 Dated: April 28, 2022

Respectfully submitted,

18 BRIAN M. BOYNTON
 19 Principal Deputy Assistant Attorney General

20 PHILLIP A. TALBERT
 21 United States Attorney

22 ALEXANDER K. HAAS
 23 Director, Federal Programs Branch

24 ANTHONY J. COPPOLINO
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26 /s/ Stuart J. Robinson
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12 Woodway, TX 76712
13 (760) 799-7742
14 *Counsel for Plaintiff*

15 ORDER

16 The stipulation is approved. The deadline for Plaintiff to respond to Defendants'
17 forthcoming motion to dismiss or, in the alternative, for summary judgment is extended until and
18 including June 1, 2022, and the deadline for Defendants to file a reply in support of their motion
19 is extended until and including June 22, 2022.

20 Dated: May 3, 2022

/s/ John A. Mendez

21 THE HONORABLE JOHN A. MENDEZ
22 UNITED STATES DISTRICT COURT JUDGE
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